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November 28, 2023

**SENT VIA ECF**

The Honorable Jennifer L. Rochon  
United States District Court  
Southern District of New York  
500 Pearl St.  
New York, NY 10007-1312

**Re: United States v. David Brend  
Criminal Docket No. 1:22-cr-00551-JLR-2**

Dear Judge Rochon,

This Firm represents defendant David Brend in the above captioned matter. This case is currently scheduled to start trial on February 12<sup>th</sup>, 2024. I have an upcoming trip for my wife's birthday that is currently scheduled for February 20<sup>th</sup> to the 27<sup>th</sup>. At this point, it does not appear that a trial with this many defendants would finish within a week, by the 19<sup>th</sup>. The trip is already paid for and cannot be refunded.

The undersigned most respectfully requests that the trial date be moved to March 4<sup>th</sup> or to a later date convenient for the Court. Mr. Perez on behalf of Mr. Carmona, Mr. Sapone on behalf of Mr. Rodriguez, and Mr. Neuman on behalf of Mr. Arellano, have consented to my request. Mr. Margulis-Ohnuma, the attorney for Mr. Valdez, takes no position. The government does not consent. Thank you in advance.


Letter Motion reluctantly **GRANTED**. The jury trial is adjourned from February 12, 2024 to a **FIRM trial date of February 28, 2024 at 9:30 a.m.** All other pretrial deadlines remain the same. Speedy trial time is excluded until February 28, 2024. The Court finds that the ends of justice served by excluding such time outweigh the best interests of the public and the Defendants in a speedy trial because of the need for the Defendants to prepare motions, prepare for trial, and discuss resolution.

Yours truly,

/s/ Russ Kofman

Dated: November 28, 2023  
New York, New York

**SO ORDERED.**

  
**JENNIFER L. ROCHON**  
United States District Judge

By Russ Kofman, ESQ  
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